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9 IN THE UNITED STATES BANKRUPTCY COURT  
10 FOR THE NORTHERN DISTRICT OF CALIFORNIA

11 In Re:

12 DAVID SALMA,

13 Debtor,

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15 LEW JENKINS and LINDA M. JENKINS, as  
16 Trustees of the Jenkins Trust U/A/D 1/15/98 and  
17 JACK H. FRESKOS, beneficiary of IRA 042640  
at Westamerica,

18 Plaintiffs,

19 v.

20 DAVID SALMA, MARION ZABORSKI,  
21 FATON BINAKU, RUBEN PICARDO,  
SEATTLE BLOCK, and DOES 1-10,

22 Defendants.

Chapter 7

Adversary Proceeding No. 09-03126

Case No. 09-30863

DEFENDANT DAVID SALMA'S MOTION  
FOR SUMMARY JUDGMENT

23 Plaintiffs' 11 U.S.C. Section 523 claims should be denied because (1) they admit in a separate  
24 action that other defendants, and not Defendant Salma, were the parties that committed the fraud and/or

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negligence that caused them harm; and (2) they fail to establish any of the elements required for relief under Section 523(a)(2)(A), (a)(2)(B), and (a)(6).

Dated this 3<sup>rd</sup> day of June, 2010.

/s/ - Paul Ham  
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